

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

JUDY STEVENS and GARY ERNST, on
behalf of herself and all others similarly
situated,

Plaintiffs,

v.

PROGRESSIVE FINANCIAL SERVICES,
INC.,

Defendant.

Case No. 11 C 433

THE HONORABLE
ROBERT W. GETTLEMAN
MAGISTRATE JUDGE NAN R. NOLAN

NOTICE OF SETTLEMENT AND STIPULATION TO VACATE STATUS HEARINGS

Plaintiffs Judy Stevens and Gary Ernst (together, “Plaintiffs”) and Defendant Progressive Financial Services, Inc. (“Progressive”) (Plaintiffs and Progressive are collectively referred to as the “Parties”), by their respective undersigned attorneys, respectfully submit this Notice Of Settlement And Stipulation To Vacate Status Hearings. In support of this Stipulation the Parties state as follows:

1. On September 11, 2011 the Parties entered into a Settlement Agreement, which will result in the dismissal of Plaintiffs’ claims against Progressive with prejudice and the dismissal of the claims brought on behalf of the putative classes without prejudice.

2. The Settlement Agreement is conditioned upon certain terms, which the Parties anticipate shall be fulfilled in the near future pursuant to the Settlement Agreement.

3. Currently, Status Hearings are scheduled for September 13, 2011 at 9:00 a.m.

(Dkt. Nos. 50 & 53.)

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4. Given the settlement reached by the Parties, the Parties hereby stipulate to vacate the Status Hearings pending the fulfillment of the conditions to the Settlement Agreement and the dismissal of the action.

Dated: September 12, 2011

By: /s/ Charles T. Mathews
Charles T. Mathews,
Attorneys for Plaintiffs
Judy Stevens and Greg Ernst

Dated: September 12, 2011

By: /s/ Clifford E. Yuknis
Clifford E. Yuknis
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Counsel for Defendant

CERTIFICATE OF SERVICE

The undersigned, an attorney, certifies that he caused to be served a copy of the foregoing **Notice of Settlement and Stipulation to Vacate Status Hearing** to the attorney of record below via the Court's ECF system on September 12, 2011.

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/s/Clifford E. Yuknis

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